<u>REMARKS</u>

In the Office Action under reply the Examiner kindly noted that claims 1-5, 7-11, 13-18, 20-24 and 26-33 are allowed. However, claims 6, 12, 19 and 25, all the remaining claims, were rejected under 35 USC 101 as being directed to a recording medium that is not patent-eligible subject matter because the "computer-readable recording medium" is a "broadcasting satellite or the Internet or the wire... and therefore the claims are non-statutory" (see section 5 of the Office Action). Reconsideration and withdrawal of this rejection are respectfully solicited for the reasons now discussed.

Reference is made to Applicant's specification, namely, the paragraphs bridging pages 80 and 81, which correspond to paragraphs [0254]-[0257], which recite:

[0254] The program can be recorded in advance on a hard disk 105 or in a ROM 103 as a recording medium built in the computer.

[0255] Alternatively, the program may be stored (recorded) temporarily or permanently on a removable recording medium 111 such as a floppy disc, a CD-ROM (Compact Disc Read Only Memory), an MO (Magneto-optical) disk, a DVD (Digital Versatile Disc), a magnetic disk or a semiconductor memory. The removable recording medium 111 of the type mentioned can be provided as package software.

[0256] It is to be noted that the program not only can be installed from such a removable recording medium 111 as described above into the computer, but also can be <u>transferred</u> by radio from a download site to the computer through an artificial satellite for digital satellite broadcasting or by wire to the computer through a network such as LAN (Local Area Network) or the Internet <u>such that the computer may</u> receive the program transferred in this manner by means of a communication section 108 and <u>install the program into the hard disk</u> 105 built therein.

[0257] The computer has a CPU (Central Processing Unit) 102 built therein. An input/output interface 110 is connected to the CPU 102 through a bus 101. If the user operates an inputting section 107 formed from a keyboard, a mouse, a microphone and so forth to issue an instruction, then the instruction is inputted to the CPU 102 through the input/output interface 110, and the CPU 102 <u>executes a program stored in the ROM</u> (Read Only Memory) 103 in accordance with the instruction. Or, the CPU 102 loads a program stored on the hard disk 105, <u>a program transferred from a satellite or a network, received by the communication section 108 and installed on the hard disk 105</u> or a program read out from the removable recording medium 111 loaded in a drive 109 and

installed in the hard disk 105 into a RAM (Random Access Memory) 104 and executes the thus loaded program. Consequently, the CPU 102 executes the processing described hereinabove with reference to the flow charts or processing available with the configurations described hereinabove with reference to the block diagrams. Then, when necessary, the CPU 102 causes a result of such processing to be, for example, outputted from an outputting section 106 formed from an LCD (Liquid Crystal Display) unit, a speaker and so forth, transmitted from the communication section 108 or recorded onto the hard disk 105 through the input/output interface 110.

Thus, it is seen that the computer-readable recording medium recited in claims 6, 12, 19 and 25 is fully described in the specification as constituting a hard disk or a read only memory or a random access memory, all of which are patent-eligible subject matter sanctioned by 35 USC 101.

Accordingly, the withdrawal of the rejections of claims 6, 12, 19 and 25 is respectfully requested; and the issuance of the Notice of Allowance of the instant application is respectfully solicited.

Please charge any additional fees that may be occasioned by this paper to our Deposit Account 50-0320.

Respectfully submitted,

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